

GAHC040002602024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
(ITANAGAR BENCH)

Case No. : BA/16/2024

Binny Sora
D/o Late Kirdo Sora, resident of C Sector, Naharlagun, PO and PS Naharlagun,
Papumpare District, Arunachal Pradesh

VERSUS

The State of AP
represented by the PP

Advocate for the Petitioner : Neelam Taje

Advocate for the Respondent : P P of AP

BEFORE
HONBLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 13-03-2024

Heard Mr. L. Tatam, the learned counsel for the petitioner and
Ms T. Jini, the learned Additional Public Prosecutor for the Arunachal
Pradesh.

This is an application file under Section 439 of the Cr.P.C in respect of Naharlagun P.S. Case No.05/2024, under Sections 21(b)/27 of the NDPS Act.

Ms T. Jini, the learned Additional Public Prosecutor submits that statutory period of detention is 60(sixty) days in this case and today, is 61(sixty-one) days.

Considering the submissions made by learned counsel for both sides, this Court is of the opinion that the accused is entitled to go on default bail and accordingly, his bail application is allowed. The accused, Shri Duto Sora shall be released on bail on furnishing a bail bond of Rs.25,000/- with one surety of like amount to the satisfaction of learned Special Judge (NDPS), Yupia subject to following conditions;

- (i) The accused shall cooperate for interrogation to the Investigating Officer as and when required;
- (ii) The accused shall not hamper and temper with the evidence or witnesses in whatsoever manner.
- (iii) The accused shall not leave the jurisdiction of the learned Special Judge(NDPS), Yupia, without prior permission.

The bail application is disposed of, accordingly.

JUDGE

Comparing Assistant